

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 89667**

This is to certify that: **RIVERBEND DAIRY**
3308 S 1600 E
WENDELL, ID 83355-3227

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

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
36-2698	WR/DECREED	2/25/1960	0.360 cfs	72.0 af	N/A	N/A	GROUND WATER
36-7304B	WR/DECREED	2/23/1973	0.240 cfs	59.0 af	N/A	N/A	GROUND WATER
36-7304C	WR/DECREED	2/23/1973	0.800 cfs	201.0 af	N/A	N/A	GROUND WATER
36-8608	WR/LICENSE	9/3/1991	0.860 cfs	172.0 af	N/A	2.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
36-2698	NO	NO	YES	NO	NO	NO
36-7304B	NO	NO	YES	NO	NO	NO
36-7304C	NO	NO	YES	NO	NO	NO
36-8608	NO	NO	YES	NO	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
36-2698	36-2698	0.360 cfs	72.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
36-7304B	36-7304B	0.240 cfs	59.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
36-7304C	36-7304C	0.800 cfs	201.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
36-8608	36-8608	0.860 cfs	172.0 af	N/A	2.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		2.020 cfs	504.0 af	N/A	N/A		N/A	N/A	N/A	N/A

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

Dated this 16th day of December, 2025.


Southern Region Manager

Transfer No. 89667

SUPPORT DATA
IN FILE # 36-2698

WATER RIGHT NO. 36-7304B**As Modified by Transfer No. 89667**

In accordance with the approval of Transfer No. 89667, Water Right No. 36-7304B is now described as follows:

Right Holder: RIVERBEND DAIRY
3308 S 1600 E
WENDELL, ID 83355-3227

Priority Date: 2/23/1973

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	1/01	to 12/31	0.110 cfs	28.1 af
STOCKWATER	1/01	to 12/31	0.130 cfs	30.9 af
			0.240 cfs	59.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWSE	Sec 13 Twp 08S Rge 14E	GOODING County
GROUND WATER	SWSE	Sec 13 Twp 08S Rge 14E	GOODING County
GROUND WATER	SESW	Sec 13 Twp 08S Rge 14E	GOODING County
GROUND WATER	SESW	Sec 13 Twp 08S Rge 14E	GOODING County
GROUND WATER	NWNW	Sec 24 Twp 08S Rge 14E	GOODING County
GROUND WATER	NWNW	Sec 24 Twp 08S Rge 14E	GOODING County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	13			X								X	X	X	X	X	X	
08S	14E	24		X			X	X	X	X									

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	13			X								X	X	X	X	X	X	
08S	14E	24		X			X	X	X	X									

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. 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. 130.

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WATER RIGHT NO. 36-7304B
As Modified by Transfer No. 89667

CONDITIONS OF APPROVAL

3. 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).
4. Rights 36-7304B and 36-8608 when combined shall not exceed a total diversion rate of 0.86 cfs.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 36-7304C**As Modified by Transfer No. 89667**

In accordance with the approval of Transfer No. 89667, Water Right No. 36-7304C is now described as follows:

Right Holder: RIVERBEND DAIRY
3308 S 1600 E
WENDELL, ID 83355-3227

Priority Date: 2/23/1973

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	1/01	to 12/31	0.370 cfs	92.3 af
STOCKWATER	1/01	to 12/31	0.430 cfs	108.7 af
			0.800 cfs	201.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWSE	Sec 13 Twp 08S Rge 14E	GOODING County
GROUND WATER	SWSE	Sec 13 Twp 08S Rge 14E	GOODING County
GROUND WATER	SESW	Sec 13 Twp 08S Rge 14E	GOODING County
GROUND WATER	SESW	Sec 13 Twp 08S Rge 14E	GOODING County
GROUND WATER	NWNW	Sec 24 Twp 08S Rge 14E	GOODING County
GROUND WATER	NWNW	Sec 24 Twp 08S Rge 14E	GOODING County

PLACE OF USE: COMMERCIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	13			X								X	X	X	X	X	X	
08S	14E	24		X			X	X	X	X									

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	13			X								X	X	X	X	X	X	
08S	14E	24		X			X	X	X	X									

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. 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. 130.

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WATER RIGHT NO. 36-7304C
As Modified by Transfer No. 89667

CONDITIONS OF APPROVAL

3. 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).
4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. 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. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 36-8608**As Modified by Transfer No. 89667**

In accordance with the approval of Transfer No. 89667, Water Right No. 36-8608 is now described as follows:

Right Holder: RIVERBEND DAIRY
3308 S 1600 E
WENDELL, ID 83355-3227

Priority Date: 9/3/1991

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to 12/31	0.430 cfs	162.0 af
DOMESTIC	01/01	to 12/31	0.100 cfs	2.4 af
IRRIGATION	03/15	to 11/15	0.060 cfs	8.0 af
STOCKWATER	01/01	to 12/31	0.430 cfs	162.0 af
			0.860 cfs	172.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWSE	Sec 13 Twp 08S Rge 14E	GOODING County
GROUND WATER	SWSE	Sec 13 Twp 08S Rge 14E	GOODING County
GROUND WATER	SESW	Sec 13 Twp 08S Rge 14E	GOODING County
GROUND WATER	SESW	Sec 13 Twp 08S Rge 14E	GOODING County
GROUND WATER	NWNW	Sec 24 Twp 08S Rge 14E	GOODING County
GROUND WATER	NWNW	Sec 24 Twp 08S Rge 14E	GOODING County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	13			X								X	X		X	X	X	
08S	14E	24		X			X	X	X	X									

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	13											X						
08S	14E	24						X											

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	13											0.5						0.5
08S	14E	24						1.5											1.5

POU Total Acres: 2.0

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WATER RIGHT NO. 36-8608**As Modified by Transfer No. 89667****PLACE OF USE: STOCKWATER**

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	13			X								X	X	X	X	X	X	
08S	14E	24		X			X	X	X	X									

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
2. 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. 130.
3. 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).
4. Domestic use is for 4 homes and does not include lawn, garden, landscape, or other types of irrigation.
5. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
6. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
8. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
9. Rights 36-07304B and 36-08608 when combined shall not exceed a total diversion rate of 0.86 cfs.
10. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

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WATER RIGHT NO. 36-8608
As Modified by Transfer No. 89667

CONDITIONS OF APPROVAL

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



WATER RIGHT NO. 36-2698**As Modified by Transfer No. 89667**

In accordance with the approval of Transfer No. 89667, Water Right No. 36-2698 is now described as follows:

Right Holder: RIVERBEND DAIRY
3308 S 1600 E
WENDELL, ID 83355-3227

Priority Date: 2/25/1960

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
STOCKWATER	1/01	to 12/31	0.360 cfs 0.360 cfs	72.0 af 72.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWSE	Sec 13 Twp 08S Rge 14E	GOODING County
GROUND WATER	SWSE	Sec 13 Twp 08S Rge 14E	GOODING County
GROUND WATER	SESW	Sec 13 Twp 08S Rge 14E	GOODING County
GROUND WATER	SESW	Sec 13 Twp 08S Rge 14E	GOODING County
GROUND WATER	NWNW	Sec 24 Twp 08S Rge 14E	GOODING County
GROUND WATER	NWNW	Sec 24 Twp 08S Rge 14E	GOODING County

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	13			X								X	X	X	X	X	X	
08S	14E	24		X			X	X	X	X									

CONDITIONS OF APPROVAL

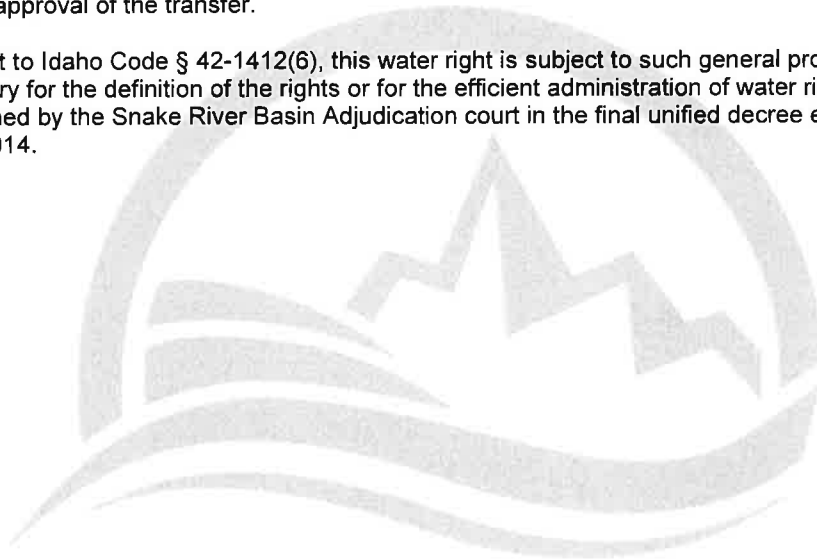
1. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
2. The right holder shall maintain a measuring device 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).
3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.

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WATER RIGHT NO. 36-2698
As Modified by Transfer No. 89667

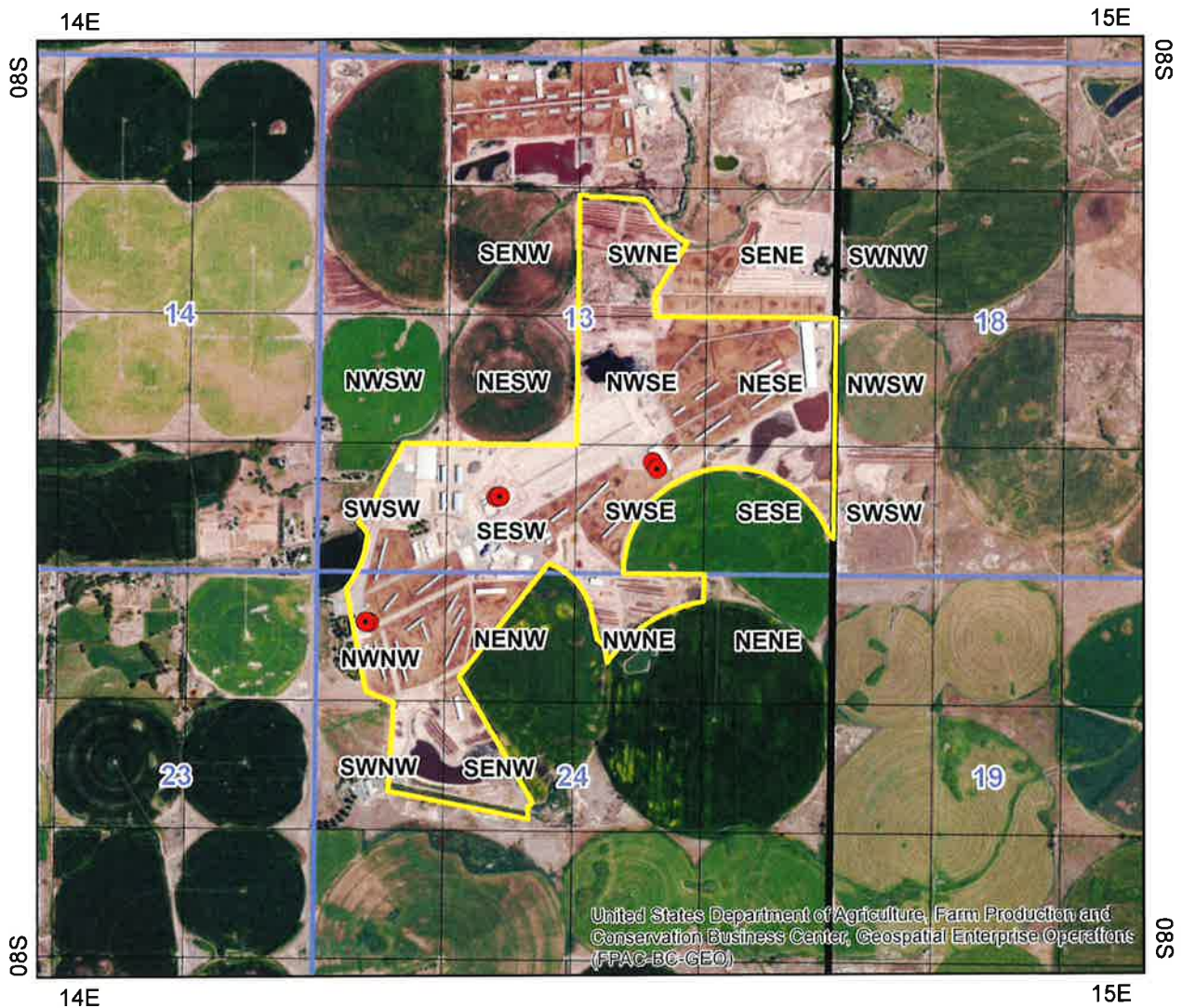
CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. 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. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



State of Idaho
Department of Water Resources
Attachment to Transfer # 89667
36-2698, 36-7304B, 36-7304C, and 36-8608

This map depicts the STOCKWATER &/or COMMERCIAL place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.



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



AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED**MAR 20 2025****APPLICATION FOR TRANSFER OF WATER RIGHT**DEPT. OF WATER RESOURCES
SOUTHERN REGION**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 FILEName(s) of Applicant(s) Riverbend DairyMailing Address 3308 S 1600 E Wendell, Idaho 83355

Email* _____ Phone _____

Name 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.

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

GENERAL INFORMATION AND INSTRUCTIONS

RECEIVED
MAR 13 2025
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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) Roeloffs Land Holdings LLC

Mailing Address 3308 S 1600 E Wendell, Idaho 83355

Email* _____ Phone _____

Name of Representative (if any) Greg Sullivan

Mailing Address 2016 N Washington St Ste 4 Twin Falls, Id 83301

Email* 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.: 36-7304C

Current Owner: RIVERBEND DAIRY
Priority Date: 2/23/1973
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>
STOCKWATER	1/01 to 12/31	0.43 CFS	108.7 AF
COMMERCIAL	1/01 to 12/31	0.37 CFS	92.3 AF
	<u>Total Diversion</u>	0.8 CFS	201 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 13,	Twp 08S,	Rge 14E B.M.
GOODING County				
GROUND WATER	SW1/4SE1/4	Sec. 13,	Twp 08S,	Rge 14E B.M.
GOODING County				
GROUND WATER	SE1/4SW1/4	Sec. 13,	Twp 08S,	Rge 14E B.M.
GOODING County				
GROUND WATER	SE1/4SW1/4	Sec. 13,	Twp 08S,	Rge 14E B.M.
GOODING County				
GROUND WATER	NW1/4NW1/4	Sec. 24,	Twp 08S,	Rge 14E B.M.
GOODING County				
GROUND WATER	NW1/4NW1/4	Sec. 24,	Twp 08S,	Rge 14E B.M.
GOODING County				

Place of Use

STOCKWATER Within GOODING County

T08S R14E S13	SWNE	T08S R14E S13	SENE
T08S R14E S13	SWSW	T08S R14E S13	SESW
T08S R14E S13	NESE	T08S R14E S13	NWSE
T08S R14E S13	SWSE	T08S R14E S13	SESE
T08S R14E S24	NWNE	T08S R14E S24	NENW
T08S R14E S24	NWNW	T08S R14E S24	SWNW
T08S R14E S24	SENE		

COMMERCIAL Within GOODING County

T08S R14E S13	SWNE	T08S R14E S13	SENE
T08S R14E S13	SWSW	T08S R14E S13	SESW
T08S R14E S13	NESE	T08S R14E S13	NWSE
T08S R14E S13	SWSE	T08S R14E S13	SESE
T08S R14E S24	NWNE	T08S R14E S24	NENW
T08S R14E S24	NWNW	T08S R14E S24	SWNW
T08S R14E S24	SENE		

Conditions of Approval:

1. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. R05 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. 130.
3. 082 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
4. T19 Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
5. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. 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).
7. 106 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
8. 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.

Decreed Date: 12/19/1997

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

Current Water Right No.: 36-7304B

Current Owner: RIVERBEND DAIRY
Priority Date: 2/23/1973
Origin: Water Right
Status: Active
Basis: Decreed

Source

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>
STOCKWATER	1/01 to 12/31
COMMERCIAL	1/01 to 12/31
	<u>Total Diversion</u>

Tributary

<u>Diversion Rate</u>	<u>Annual Volume</u>
0.13 CFS	30.9 AF
0.11 CFS	28.1 AF
0.24 CFS	59 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 13,	Twp 08S,	Rge 14E B.M.
GOODING County				
GROUND WATER	SW1/4SE1/4	Sec. 13,	Twp 08S,	Rge 14E B.M.
GOODING County				
GROUND WATER	SE1/4SW1/4	Sec. 13,	Twp 08S,	Rge 14E B.M.
GOODING County				
GROUND WATER	SE1/4SW1/4	Sec. 13,	Twp 08S,	Rge 14E B.M.
GOODING County				
GROUND WATER	NW1/4NW1/4	Sec. 24,	Twp 08S,	Rge 14E B.M.
GOODING County				
GROUND WATER	NW1/4NW1/4	Sec. 24,	Twp 08S,	Rge 14E B.M.
GOODING County				

Place of Use

STOCKWATER Within GOODING County

T08S R14E S13	SWNE	T08S R14E S13	SENE
T08S R14E S13	SWSW	T08S R14E S13	SESW
T08S R14E S13	NESE	T08S R14E S13	NWSE
T08S R14E S13	SWSE	T08S R14E S13	SESE
T08S R14E S24	NWNE	T08S R14E S24	NENW
T08S R14E S24	NWNW	T08S R14E S24	SWNW
T08S R14E S24	SENE		

COMMERCIAL Within GOODING County

T08S R14E S13	SWNE	T08S R14E S13	SENE
T08S R14E S13	SWSW	T08S R14E S13	SESW
T08S R14E S13	NESE	T08S R14E S13	NWSE
T08S R14E S13	SWSE	T08S R14E S13	SESE
T08S R14E S24	NWNE	T08S R14E S24	NENW
T08S R14E S24	NWNW	T08S R14E S24	SWNW
T08S R14E S24	SENE		

Conditions of Approval:

1. 082 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
2. 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).
3. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. 106 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
6. R05 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. 130.
7. X35 Rights 36-7304B and 36-8608 when combined shall not exceed a total diversion rate of 0.86 cfs.
8. T19 Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
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.

Decreed Date: 12/29/1997

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

Current Water Right No.: 36-8608

Current Owner: RIVERBEND DAIRY
Priority Date: 9/3/1991
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>
STOCKWATER	01/01 to 12/31	0.43 CFS	162 AF
IRRIGATION	03/15 to 11/15	0.06 CFS	8 AF
COMMERCIAL	01/01 to 12/31	0.43 CFS	162 AF
DOMESTIC	01/01 to 12/31	0.1 CFS	2.4 AF
	<u>Total Diversion</u>	0.86 CFS	172 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 13, Twp 08S, Rge 14E B.M.
GOODING County		
GROUND WATER	SW1/4SE1/4	Sec. 13, Twp 08S, Rge 14E B.M.
GOODING County		
GROUND WATER	SE1/4SW1/4	Sec. 13, Twp 08S, Rge 14E B.M.
GOODING County		
GROUND WATER	SE1/4SW1/4	Sec. 13, Twp 08S, Rge 14E B.M.
GOODING County		
GROUND WATER	NW1/4NW1/4	Sec. 24, Twp 08S, Rge 14E B.M.
GOODING County		
GROUND WATER	NW1/4NW1/4	Sec. 24, Twp 08S, Rge 14E B.M.
GOODING County		

Place of Use

Page _____ of _____

IRRIGATION Within GOODING County

T08S R14E S13	SWSW	0.50	T08S R14E S24	NWNW	1.50
Total Acres: 2					

STOCKWATER Within GOODING County

T08S R14E S13	SWNE	T08S R14E S13	SENE
T08S R14E S13	SWSW	T08S R14E S13	SESW
T08S R14E S13	NESE	T08S R14E S13	NWSE
T08S R14E S13	SWSE	T08S R14E S13	SESE
T08S R14E S24	NWNE	T08S R14E S24	NENW
T08S R14E S24	NWNW	T08S R14E S24	SWNW
T08S R14E S24	SENE		

COMMERCIAL Within GOODING County

T08S R14E S13	SWNE	T08S R14E S13	SENE
T08S R14E S13	SWSW	T08S R14E S13	SESW
T08S R14E S13	NESE	T08S R14E S13	NWSE
T08S R14E S13	SWSE	T08S R14E S13	SESE
T08S R14E S24	NWNE	T08S R14E S24	NENW
T08S R14E S24	NWNW	T08S R14E S24	SWNW
T08S R14E S24	SENE		

DOMESTIC Within GOODING County

T08S R14E S13	SWSW	T08S R14E S24	NWNW
---------------	------	---------------	------

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. 106 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
3. 046 Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. WB5 Domestic use is for 4 homes and does not include lawn, garden, landscape, or other types of irrigation.
5. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. 071 The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
7. R05 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. 130.
8. R68 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. 082 The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
10. 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).
11. 943 The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
12. X35 Rights 36-07304B and 36-08608 when combined shall not exceed a total diversion rate of 0.86 cfs.

Licensed Date: 8/30/2002

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

Current Water Right No.: 36-2698

Current Owner: RIVERBEND DAIRY
Priority Date: 2/25/1960
Origin: Water Right
Status: Active
Basis: Decreed

Source

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>
STOCKWATER	1/01 to 12/31
	<u>Total Diversion</u>

Tributary

<u>Diversion Rate</u>	<u>Annual Volume</u>
0.36 CFS	72 AF
0.36 CFS	72 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 13,	Twp 08S,	Rge 14E B.M.
GOODING County				
GROUND WATER	SW1/4SE1/4	Sec. 13,	Twp 08S,	Rge 14E B.M.
GOODING County				
GROUND WATER	SE1/4SW1/4	Sec. 13,	Twp 08S,	Rge 14E B.M.
GOODING County				
GROUND WATER	SE1/4SW1/4	Sec. 13,	Twp 08S,	Rge 14E B.M.
GOODING County				
GROUND WATER	NW1/4NW1/4	Sec. 24,	Twp 08S,	Rge 14E B.M.
GOODING County				
GROUND WATER	NW1/4NW1/4	Sec. 24,	Twp 08S,	Rge 14E B.M.
GOODING County				

Place of Use

STOCKWATER Within GOODING County

T08S R14E S13	SWNE	T08S R14E S13	SENE
T08S R14E S13	SWSW	T08S R14E S13	SESW
T08S R14E S13	NESE	T08S R14E S13	NWSE
T08S R14E S13	SWSE	T08S R14E S13	SESE
T08S R14E S24	NWNE	T08S R14E S24	NENW
T08S R14E S24	NWNW	T08S R14E S24	SWNW
T08S R14E S24	SENE		

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 Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
3. R05 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. 130.
4. 082 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
5. 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).
6. 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.
7. 106 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
8. 046 Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.

Decreed Date: 10/25/2001

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 proposes to change the place of use of water rights 36-7304C, 36-7304B, 36-8608 and 36-2698. No other aspects of these water rights will be changing with this transfer.

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
☒ ☐	36-7304C	0.43/108.7	Stockwater	1/01 to 12/31	Ground Water
☐ ☐		0.37/92.3	Commercial	1/01 to 12/31	Ground Water
☒ ☐	36-7304B	0.13/30.9	Stockwater	1/01 to 12/31	Ground Water
☐ ☐		0.11/28.1	Commercial	1/01 to 12/31	Ground Water
☒ ☐	36-8608	0.43/162	Stockwater	1/01 to 12/31	Ground Water
☐ ☐		0.43/162	Commercial	1/01 to 12/31	Ground Water
☒ ☐	36-2698	0.36/72	Stockwater	1/01 to 12/31	Ground Water
☐ ☐				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: 2.02 cfs and/or 504 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

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	
08S	14E	13			S/C								S/C	S/C	S/C	S/C	S/C	S/C	
08S	14E	24		S/C			S/C	S/C	S/C	S/C									

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)?

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SOUTHERN REGION

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 Resources

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

The mainlines will be adjusted to remove delivery to the SENE and a portion of SWNE. No other changes will occur with this transfer.

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 (ldwr.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.

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: \$ 660.00 Receipt #: 5040553 Date: 3-13-2025 Received by: SG
Add'l Paid: \$ _____ Receipt #: _____ Date: _____ Received by: _____



0 500 1,000 Feet

RIVERBEND DAIRY ROELOFF

89667

NAIP 2023 AERIAL

Legend

- S_C_PODs
- S_C_WRs





RECEIVED

MAR 20 2025

DEPT. OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO

Phil McGrane | Secretary of State

Bl For Office Use Only
450 N -FILED- at
File #: 0005869160 83720
Date Filed: 8/22/2024 1:16:00 PM

RIVERBEND DAIRY
3308 S 1600 E
WENDELL, ID 83355

August 13, 2024

Control # 4639

Expires: October 7, 2024

RE: Expiration of Statement of Partnership Authority

Pursuant to the provisions of Section §30-23-303(j), Statement of Partnership Authority of the Idaho Uniform Business Organizations Act, it has been determined that this statement of partnership authority will expire on the date noted above. Statute provides that the statement expires five (5) years after the date of filing, or the most recent amendment.

If this partnership does not want the statement to expire on the date noted above, complete the information below and mail it back to us with the \$30 filing fee prior to the expiration date.

Failure to file the amendment prior to the expiration date will result in the expiration of the statement.

The Amendment to Statement of Partnership Authority can be filed online at sosbiz.idaho.gov

GENERAL PARTNERSHIP

Amendment to Statement of Partnership Authority

1. The name of the general partnership as recorded with the Secretary of State is:
RIVERBEND DAIRY
2. The Secretary of State file number for the General Partnership is: **4639**
3. This document is an amendment.
4. The purpose of this amendment is to extend the previously filed Statement of Partnership Authority with the Secretary of State for another five (5) years.

The execution of this statement constitutes an affirmation under the penalties of perjury that the undersigned have the authority to file this statement and that the contents of the statement are accurate.

Signed and dated this 20 day of August, 2024.
(day) (month) (year)

Signature [Signature] Printed Name Arie Raeloffs

Signature [Signature] Printed Name Jordan Jarvis

Note: A document filed by a partnership must be executed by at least two partners.

B0930-2992 08/22/2024 1:16 PM Received by Office of the Idaho Secretary of State



0005496681

**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 #: 0005496681

Date Filed: 12/4/2023 9:46:05 AM

Entity Name and Mailing Address:							
Entity Name:	ROELOFFS LAND HOLDINGS, LLC						
The file number of this entity on the records of the Idaho Secretary of State is:	0000220826						
Address	3308 S 1600 E WENDELL, ID 83355-3227						
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:	W70060						
The registered agent on record is:							
Registered Agent	ARIE ROELOFFS Registered Agent Physical Address 3308 S 1600 E WENDELL, ID 83355 Mailing Address						
Agent or Address Change							
☐ Select if you are appointing a new agent.							
Limited Liability Company Managers and Members							
<table border="1"><thead><tr><th>Name</th><th>Title</th><th>Business Address</th></tr></thead><tbody><tr><td>Arie Roeloffs</td><td>Member</td><td>3340 S 1600 E WENDELL, ID 83355</td></tr></tbody></table>		Name	Title	Business Address	Arie Roeloffs	Member	3340 S 1600 E WENDELL, ID 83355
Name	Title	Business Address					
Arie Roeloffs	Member	3340 S 1600 E WENDELL, ID 83355					
The annual report must be signed by an authorized signer of the entity.							
Job Title: Bookkeeper							
<u>Laura J Edwards</u>	<u>12/04/2023</u>						
Sign Here	Date						

B0859-9153 12/04/2023 9:46 AM Received by Office of the Idaho Secretary of State



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

December 18, 2025

RIVERBEND DAIRY
3308 S 1600 E
WENDELL ID 83355-3227

Re: Transfer No: 89667
Water Right No(s): 36-2698, 36-7304B, 36-7304C, 36-8608

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

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

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

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

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

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

If you have any questions, please contact me at (208) 736-3033.

Sincerely,



Corey Skinner
Southern Regional Manager

Enclosure

c:

BROCKWAY ENGINEERING PLLC
C/O GREG SULLIVAN
2016 WASHINGTON ST N STE 4
TWIN FALLS ID 83301-3082

BRIGHTHOUSE LIFE INSURANCE CO
C/O METROPOLITAN LIFE INSURANCE COMPANY
10801 MASTIN ST STE 930
OVERLAND PARK KS 66210-1677

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

CERTIFICATE OF SERVICE

I hereby certify that on December 18, 2025 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No: 89667

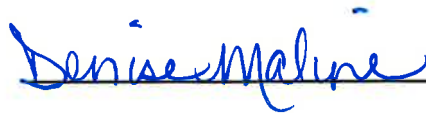
Water Right No(s): 36-2698, 36-7304B, 36-7304C, 36-8608

RIVERBEND DAIRY
3308 S 1600 E
WENDELL ID 83355-3227

BROCKWAY ENGINEERING PLLC
C/O GREG SULLIVAN
2016 WASHINGTON ST N STE 4
TWIN FALLS ID 83301-3082

BRIGHTHOUSE LIFE INSURANCE CO
C/O METROPOLITAN LIFE INSURANCE COMPANY
10801 MASTIN ST STE 930
OVERLAND PARK KS 66210-1677

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



Denise Maline
Administrative Assistant

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

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

(Required by Rule of Procedure 730.02)

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

MEMORANDUM

Date: April 28, 2025
To: Transfer #89667, Riverbend Dairy
From: Tyler Wallace
Re: Evaluation of Sufficiency of Information Submitted

Application for transfer proposes to change the place of use (POU) for the stockwater and commercial use on four water rights with a combined flow rate of 2.02 cfs. The proposed adjustment to the POU is to remove a portion of the current POU that will be covered by transfer 89639. No other changes are proposed.

The location of the dairy is approximately 2.8 to 4.0 miles South and 2.4 to 3.4 miles west of the intersection of Main St and Highway 46 in Wendell.

The transfer is in Water District 130 so Watermaster comments were solicited. Advertising will not be necessary because the proposed change is only to the POU on contiguous land owned by the applicant.

- **Authority to File:**
The Department's database indicates that water rights 36-8608, 36-7304B, 36-2698, and 36-7304C are owned by Riverbend Dairy. The application was signed by Arie Roeloffs, Riverbend Dairy Partner.
- **Water Right Validity:**
All four water rights were either decreed or licensed and are currently listed as active. Validation of recent use for said water rights was confirmed using available aerial photography of the place of use.
- **Injury to Other Water Rights:**
None anticipated or foreseen. Transfer proposes to modify POU to match current conditions.
- **Enlargement of Use:**
None anticipated. Transfer proposes no increase in the volume of water used.
- **Local Public Interest:**
No issues anticipated. The transfer was not advertised because the application was to modify POU on contiguous lands owned by the applicant.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water.
- **Effect on the Economy of the Local Area:**
None Anticipated
- **Effect of the Agricultural Base of the Area:**
None Anticipated

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

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

Transfer No: 89667
Water Right No: 36-2698, ETC
Applicant Name: RIVERBEND DAIRY

Watermaster's Recommendation:

- a) ☒ I do not oppose approval of this application
- b) ☐ I do not oppose approval of this application under the following terms:
- c) ☐ I oppose approval of this application(s) for the following reasons:
- d) ☐ Additional comment:

Dated: April 8, 2025

Water District 130



Corey King, Watermaster



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)



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

ROELOFFS LAND HOLDINGS LLC
RIVERBEND DAIRY
3308 S 1600 E
WENDELL, ID 83355-3227

RE: Transfer No. 89639 - Water Right No(s). 36-7533C
Transfer No. 89667 - Water Right No(s) 36-2698, 36-7304B, 36-7304C, and 36-8608

Dear Applicant(s):

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

A legal notice of Transfer No. 89639, in the name of Roeloffs Land Holdings LLC, 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**.

Please note that companion Transfer No. 89667, in the name of Riverbend Dairy, has also been filed with the Department. This transfer will remove a portion of the place of use of water rights 36-2698, 36-7304B, 36-7304C, and 36-8608, allowing for the change in place of use proposed by Transfer No. 89639. Department records indicate that Brighthouse Life Insurance Co is listed as a Security Interest on the rights involved with Transfer No. 89667, and Transfer No. 89639. Because Transfer No. 89667 is only removing a portion of the place of use of use of water rights 36-2698, 36-7304B, 36-7304C, and 36-8608, a legal notice for Transfer No. 89667 will not be prepared.

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

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

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

Sincerely,

Denise Maline
Administrative Assistant

c: Brockway Engineering PLLC
Brighthouse Life Insurance Co, c/o Metropolitan Life Insurance Co, Overland Park KS

Legal Notice Not Required

Date: March 25, 2025
To: Transfer #89667, Riverbend Dairy
From: Tyler Wallace
Re: Summary of Transfer

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

FEE MEMORANDUM

Date: March 25, 2025
To: Transfer #89667, Riverbend Dairy
From: Tyler Wallace
Re: Receipting of fees paid

This transfer was filed on March 20, 2025 to change the place of use (POU) for four stockwater and commercial water rights with a combined flow rate of 2.02 cfs. The fee required based on the flow rate of 2.02 cfs would be \$660. The fee was paid by Brockway Engineering, PLLC with check #18463 at the time of filing. The IDWR receipt number is S040553.

TRANSFER Summary

Date: March 25, 2025
To: Transfer #89667, Riverbend Dairy
From: Tyler Wallace
Re: Summary of Transfer

Application for transfer proposes to change the place of use (POU) for the stockwater and commercial use on four water rights with a combined flow rate of 2.02 cfs. The proposed adjustment to the POU is to remove a portion of the current POU that will be covered by transfer 89636. No other changes are proposed.

The location of the dairy is approximately 2.8 to 4.0 miles South and 2.4 to 3.4 miles west of the intersection of Main St and Highway 46 in Wendell.

The transfer is in Water District 130 so Watermaster comments will be solicited. Advertising will not be necessary because the proposed change is only to the POU on contiguous land owned by the applicant.

Wallace, Tyler

From: Greg Sullivan <greg.sullivan@brockwayeng.com>
Sent: Thursday, March 20, 2025 11:29 AM
To: Wallace, Tyler; Skinner, Corey
Subject: Riverbend Dairy
Attachments: SKM_C301i25032011220.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.

Tyler and Corey,

See the attached scanned documents. I inadvertently identified the wrong business entity for Arie Roeloffs on Page 1 of the transfer application.

Let me know if there are any other issues with this transfer.

Thank you,

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.



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED
MAR 13 2025
DEPT. OF WATER RESOURCES
SOUTHERN REGION

March 13, 2025

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

Re: Roeloffs Land Holdings LLC

Dear Mr. Skinner:

Roeloffs Land Holdings LLC desires to update the stock and commercial place of use of water rights 36-7304C, 36-7304B, 36-8608 and 36-2698. No other characteristic of these water rights will be changing with this transfer

No ESPA model analysis is required because the point of diversions associated with these water rights will not changing with this transfer.

Please contact me if you have any questions.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Roeloffs Land Holdings LLC

Enc: Transfer Application, Aerial Map, Brockway Engineering Check #18463 for \$660.00.

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